

GP 2872 #6 IDS  
M. Brunson  
12/3/01

35.C15390

PATENT APPLICATION



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

TAKEHIKO NAKAI

Application No.: 09/866,587

Filed: May 30, 2001

For: DIFFRACTIVE OPTICAL  
ELEMENT AND OPTICAL  
SYSTEM HAVING THE SAME

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Examiner: Unassigned  
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Group Art Unit: 2872  
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October 24, 2001  
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Commissioner for Patents  
Washington, D.C. 20231

FIRST SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed Form PTO-1449. Copies of the listed documents are also enclosed.

The concise explanations of relevance for the non-English documents are provided by the enclosed English language version of the European Search Report (and Annex thereto). As will be appreciated, European Patent No. 0 821 258 is not included herewith because it was previously cited and enclosed in the Information Disclosure Statement of September 6, 2001.

Applicant certifies under 37 C.F.R. §1.97(e)(1) that each item of information contained in the subject information disclosure statement was first cited in a communication

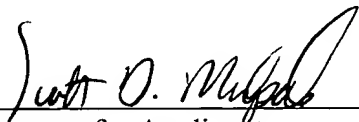
from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. Specifically, these documents were first cited in a European Search Report dated September 7, 2001, in a corresponding European patent application. A copy of the Search Report that issued on that related application is enclosed.

#### CONCLUSION

It is respectfully requested that the above information be considered by the Examiner and that an initialed copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

  
\_\_\_\_\_  
Attorney for Applicant

Registration No. 32,533

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3801  
Facsimile: (212) 218-2200

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